

**BEFORE A COMMISSIONER APPOINTED
BY THE SOUTHLAND REGIONAL COUNCIL**

IN THE MATTER the Resource Management Act 1991

AND

IN THE MATTER of resource consents to occupy the Coastal Marine
Area with a tide gate and weir and to dam and divert
water

AND

IN THE MATTER of an application by **SOUTHLAND REGIONAL
COUNCIL**

**JOINT MEMORANDUM OF COUNSEL CONCERNING s 42A OFFICER
PARTICIPATION IN EXPERT CONFERENCING
4 November 2024**

FLETCHER VAUTIER MOORE
LAWYERS
PO BOX 3029
RICHMOND 7050

Telephone: (03) 543 8301
Facsimile: (03) 543 8302
Email: cthomsen@fvm.co.nz
Solicitor: Chris Thomsen

MAY IT PLEASE THE COMMISSIONER

1. This memorandum seeks guidance from the Commissioner on whether he wishes the s 42A reporting officer, Mr West to participate in upcoming expert planning conferencing.
2. The parties attending expert conferencing have liaised on this matter and none object to Mr West's participation. However, it has occurred to Counsel and Ms Rae that, from a procedural perspective, the Commissioner may prefer Mr West to remain "independent" for the purpose of delivering his recommendations at the conclusion of the hearing.
3. Accordingly, the parties seek guidance from the Commissioner as to his preference. It is noted that planning conferencing is scheduled for Wednesday 6 November 2024.



CP Thomsen
Counsel for the Applicant
1 November 2024



M Pemberton
Counsel for the Director-General of Conservation
4 November 2024



S Blair
For Te Ao Marama Inc
1 November 2024